FARAD CONTINUATION SHEET NO.:

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.6721 of 2006
And
WRIT PETITION NO.6722 OF 2006

Office Notes, Office Memoranda of coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr Omkar Warange, for the petitioner

CORAM: D.B.BHOSALE,J.
DATED: 10.10.2006

P.C.:

Heard the learned counsel for the petitioner.

By the order impugned in the present writ petitions, the court below has granted permission to the judgment debtor to comply with the provisions under Order 21 rule 41(2) of CPC. I do not wish to interfere in the order by exercising writ jurisdiction under Article 227 of the Constitution of India and interest of justice will be met by the following order.

The trial Court is directed to pass

further orders on the application filed by the petitioner under Order 21 rule 41 of CPC after the judgment debtor complies with the provisions of Order 21 Rule 41(2) as expeditiously as possible and in any case within a period of four weeks from the date of receipt of this order. If the judgment debtor has not complied with the formality contemplated by Order 21, Rule 41 (2) in pursuance of the impugned order dated 17.6.2006 till this date, the court shall not grant him more than two weeks time to comply with the same after receipt of this order and shall proceed to pass further orders in accordance with law. With these observations, the writ petitions are disposed of.

(D.B.BHOSALE,J.)